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6 **IN THE UNITED STATES DISTRICT COURT**

7 **FOR THE DISTRICT OF ARIZONA**

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9 Gina Veronica Moreno,

10 Plaintiff,

11 v.

12 Commissioner of Social Security  
13 Administration,

14 Defendant.

No. CV-21-00484-TUC-RM

**ORDER**

15 On February 22, 2023, Magistrate Judge Eric J. Markovich issued a Report and  
16 Recommendation (Doc. 27) recommending that this Court reverse the final decision of  
17 the Commissioner of Social Security Administration and remand to the agency for the  
18 calculation and award of benefits. No objections to the Report and Recommendation  
19 were filed.

20 A district judge must “make a de novo determination of those portions” of a  
21 magistrate judge’s “report or specified proposed findings or recommendations to which  
22 objection is made.” 28 U.S.C. § 636(b)(1). The advisory committee’s notes to Rule  
23 72(b) of the Federal Rules of Civil Procedure state that, “[w]hen no timely objection is  
24 filed, the court need only satisfy itself that there is no clear error on the face of the record  
25 in order to accept the recommendation” of a magistrate judge. Fed. R. Civ. P. 72(b)  
26 advisory committee’s note to 1983 addition. *See also Johnson v. Zema Sys. Corp.*, 170  
27 F.3d 734, 739 (7th Cir. 1999) (“If no objection or only partial objection is made, the  
28 district court judge reviews those unobjected portions for clear error.”); *Prior v. Ryan*,

1 CV 10-225-TUC-RCC, 2012 WL 1344286, at \*1 (D. Ariz. Apr. 18, 2012) (reviewing for  
2 clear error unobjected-to portions of Report and Recommendation).

3 The Court has reviewed Magistrate Judge Markovich's Report and  
4 Recommendation, the parties' briefs, and the record. The Court finds no error in  
5 Magistrate Judge Markovich's Report and Recommendation.

6 Accordingly,


7 **IT IS ORDERED** that the Report and Recommendation (Doc. 27) is **accepted**  
8 **and adopted in full.**

9 **IT IS FURTHER ORDERED** that the final decision of the Commissioner of  
10 Social Security is **reversed**, and this case is **remanded** to the agency for the calculation  
11 and award of benefits to Plaintiff Gina Veronica Moreno. The Clerk of Court is directed  
12 to enter judgment accordingly and close this case.

13 **IT IS FURTHER ORDERED** that Defendant's Motion to Remand (Doc. 25) is  
14 **denied as moot.**

15 Dated this 13th day of March, 2023.

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Honorable Rosemary Márquez  
United States District Judge